



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Tony Baker  
APPLICATION NUMBER: 09/932,122  
EXAMINER: Not yet assigned  
FILING DATE: August 16, 2001  
ART UNIT: Not yet assigned  
FOR: *REMOVAL OF MOLECULAR ASSAY INTERFERENCES*

Commissioner for Patents  
Washington, D.C. 20231

TECH CENTER 1600/2900

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**PETITION TO MAKE SPECIAL (MPEP 708.02 XII)**

Applicant hereby petitions to have this application made special, as it relates to biotechnology subject matter filed by an applicant who is a small entity.

1. Small entity status for the Applicant's assignee, Sierra Diagnostics, LLC, has been established in this application, as evidenced by the Small Entity Statement filed with the PTO on November 3, 1998 in parent Application Number 09/185,402 , a copy of which is enclosed herewith.
2. The subject matter of this patent application is a major asset of the Applicant's assignee.
3. The development of the technology will be significantly impaired if examination of this patent application is delayed. Products based on the technology are the major products of Applicant's assignee, Sierra Diagnostics, LLC. Applicant's assignee, Sierra Diagnostics, LLC, is also engaged in discussions with various larger companies to enter into commercial arrangements to develop and market such products, that Sierra would otherwise be unable to do given its size and capitalization. Expedited examination of the patent application will therefore be essential to Applicant.

Applicant respectfully submits that the above conditions are sufficient for granting of the petition to make the application special, and respectfully requests favorable consideration of this petition.

The fee under 37 CFR 1.17(h) is enclosed herewith. The Commissioner is authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's